

Message Text

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C O N F I D E N T I A L STATE 044012

GENEVA FOR USDEL TO HUMAN RIGHTS COMMISSION

E.O. 11652: GDS

TAGS: UNHRC, SHUM, CI

SUBJECT: 34TH SESSION UN HUMAN RIGHTS COMMISSION: CHILE

1. YESTERDAY HEAD OF USDEL TO UN HUMAN RIGHTS COMMISSION
EDWARD MEZVINSKY MET WITH CHILEAN PERMREP DIEZ WHO GAVE
HIM THE FOLLOWING REQUIREMENTS FOR GOVERNMENT OF CHILE
ACCEPTANCE OF A WORKING GROUP FROM THE UNHRC:

A. THAT CHAIRMAN ALLANA NOT BE INCLUDED IN THE GROUP THAT
GOES TO CHILE;

B. THAT THE WORKING GROUP MINIMIZE THE PUBLICITY SURROUND-
ING ITS VISIT, AGREEING IN ADVANCE TO REFUSE ALL PRESS
CONTACT DURING THEIR STAY IN CHILE;

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C. THAT THERE BE A PRIOR AGREEMENT TO INCLUDE IN FURTHER
UN RESOLUTIONS ON CHILE A RECOMMENDATION THAT FUTURE
INVESTIGATIONS OR STUDIES OF ILLEGAL HUMAN RIGHTS RELATIONS
IN CHILE BE CONDUCTED UNDER THE SECTION 1503 PROCEDURES OF
THE UNHRC.

2. MEZVINSKY AT DINNER LAST NIGHT REPORTED TO CHILE WORKING GROUP MEMBERS ERMACORA (AUSTRIA), DIEYE (SENEGAL) AND CHAIRMAN ALLANA ON THE CONVERSATION WITH DIEZ. ALLANA

AGREED TO REMAIN OFF THE WORKING GROUP IN ITS VISIT TO CHILE, SO LONG AS THERE WAS NO ANNOUNCEMENT THAT HIS ABSENCE WAS THE RESULT OF AN AGREEMENT WITH THE GOVERNMENT OF CHILE. HIS ABSENCE WOULD BE HANDLED BY EXPLAINING THAT HE WAS UNABLE TO JOIN THE WORKING GROUP BECAUSE OF ILLNESS.

3. MEZVINSKY SUBSEQUENTLY REPORTED TO DIEZ THAT ALLANA IS WILLING TO REMAIN OFF THE WORKING GROUP, THAT THE WORKING GROUP HAS AGREED TO MAKE THE INVESTIGATION WITHOUT PUBLICITY IN CHILE, AND THAT THE U.S. IS WILLING TO SUPPORT EFFORTS TO BRING CONSIDERATION OF HUMAN RIGHTS VIOLATION ALLEGATIONS IN CHILE UNDER THE SECTION 1503 PROCEDURES OF THE UNHRC. WITH REGARD TO THE VOLUNTARY FUND, MEZVINSKY INFORMED DIEZ OF THE U.S. VIEW THAT THE MATTER CAN BE NEGOTIATED WITH GREATER FLEXIBILITY AFTER THE WORKING GROUP HAS BEEN TO CHILE AND REPORTED. DIEZ INFORMED MEZVINSKY THAT HE WOULD REPORT THESE DEVELOPMENTS TO SANTIAGO IMMEDIATELY AND ATTEMPT TO GET A RESPONSE FROM THE GOC. AT THE SAME TIME, HOWEVER, HE URGED THAT THE USG APPROACH SANTIAGO. DIEZ VIEWS AN AGREEMENT BY CHAIRMAN ALLANA TO WITHDRAW FROM A WORKING GROUP VISIT TO CHILE AS A SIGNIFICANT STEP AND SUGGESTED THAT THE U.S. IMPRESS UPON THE CONFIDENTIAL

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GOVERNMENT OUR VIEW THAT ACCEPTANCE OF THE WORKING GROUP UNDER THESE CONDITIONS BY THE GOC WILL CREATE THE CLIMATE FOR A MUCH MORE MODERATE RESOLUTION IN THE HRC THAN WILL OTHERWISE BE POSSIBLE. IT IS MEZVINSKY'S VIEW THAT IF THE GOC IS WILLING TO ACCEPT THE WORKING GROUP UNDER THESE CONDITIONS, THE CHANCES OF SUCCESS IN TONING DOWN THE ANTICIPATED RESOLUTION ON CHILE AT THE HRC WILL IMPROVE CONSIDERABLY. IN ADDITION, IT WILL ENHANCE THE POSSIBILITY OF REACHING AN AGREEMENT TO BRING CHILE UNDER THE 1503 PROCEDURES AND OF NEGOTIATING AN ACCEPTABLE COMPROMISE ON THE VOLUNTARY FUND.

4. WE ARE MINDFUL THAT WE MAY NOT BE IN THE BEST POSITION TO MAKE A PITCH ON THIS ISSUE (SANTIAGO 1094). NONETHELESS, GIVEN DIEZ'S REQUEST AND THE FACT THAT THE PROPOSAL ELIMINATES ALLANA'S PARTICIPATION IN THE VISIT AND MOVES TOWARD THE 1503 PROCEDURES, WE ASK THAT YOU APPROACH THE CHILEANS. EMBASSY SHOULD URGENTLY SEEK AN APPOINTMENT AT THE HIGHEST APPROPRIATE LEVEL TO INFORM GOC OF THESE DEVELOPMENTS AND SEEK ITS DECISION ON WHETHER THE WORKING GROUP WILL BE ADMISSABLE WITHOUT ALLANA. EMBASSY SHOULD INDICATE U.S. VIEW THAT ALLANA DECISION IS MAJOR BREAK-

THROUGH AND THAT GOC ACCEPTANCE OF THE WORKING GROUP UNDER
THESE CONDITIONS COULD PAVE THE WAY FOR FURTHER AGREEMENT
ON MORE REASONABLE HANDLING OF ALLEGATIONS AGAINST CHILE
IN THE UN. DIEZ INFORMED MEZVINSKY THAT PINOCHET PLANS TO

LEAVE ON MONDAY FOR A THREE-DAY VISIT TO ARGENTINA, SO
CONTACT WITH GOC IS DESIRABLE THIS WEEKEND, IF POSSIBLE.
WE HOPE EARLY WORD OF GOC DECISION ON WORKING GROUP CAN
BE RECEIVED IN GENEVA. VANCE

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